

COUNCIL MINUTES

June 26, 2000

The City Council of the City of Mesa met in a Regular Council Meeting in the upper level meeting room of the Council Chambers, 57 East 1st Street, on June 26, 2000 at 5:45 p.m.

COUNCIL PRESENT

Mayor Keno Hawker
Jim Davidson
Bill Jaffa
Dennis Kavanaugh
Pat Pomeroy
Claudia Walters
Mike Whalen

COUNCIL ABSENT

None

OFFICERS PRESENT

Mike Hutchinson
Neal Beets
Barbara Jones

The Invocation was given by Pastor David Earlewine, Good Shepherd Wesleyan Church.

The Pledge of Allegiance was led by Wesley Tippetts, Boy Scout Troop 756.

Presentation to two Mesa neighborhood groups that won awards at the Neighborhoods USA National Conference.

Mayor Hawker congratulated Virginia Lamb and Barb Speece, co-chairs of the North Center Revitalization Association and Bev Tittle-Baker, resident CEO of the Community Asset and Resource Enterprise on the awards their neighborhood groups were recently presented at the Neighborhoods USA National Conference in Phoenix. Mayor Hawker commented on the accomplishments of both neighborhood groups and commended those involved for their efforts to improve their neighborhoods and the community as a whole.

Recognition of the Mesa Police Department Gang Intervention Program.

Police Chief Jan Strauss commented on the fact that the Mesa Police Department Gang Intervention Program was recently presented with the Desert Peaks Public Partnership Award at the Desert Peaks 2000 Awards ceremony. Chief Strauss stated that the program is a collaborative effort by a variety of agencies and works jointly to address the problem of gang-related crime in a targeted area of Mesa. Chief Strauss commended everyone who was involved in the program, including Police Commander Steve Toland, and also expressed appreciation to Commander Lin Adams who recently retired from the Mesa Police Department and who initiated the program in 1996.

Chief Strauss presented Councilmember Pomeroy, who recently served as Chairman of the Police Committee, with the Desert Peaks Public Partnership Award and thanked him for all of his support.

Councilmember Pomeroy thanked Chief Strauss for the award and stated that it has been a privilege to represent the Mayor and the Council at the Mesa Gang Intervention Committee meetings and noted that the Gang Intervention Program was originally funded in 1995 by the U.S. Department of Justice. Councilmember Pomeroy commended staff on their efforts to ensure the success of the program and stated the opinion that Mesa's program will serve as a model for the rest of the country.

1. Approval of minutes of previous meetings as written.

It was moved by Vice Mayor Davidson, seconded by Councilmember Kavanaugh, that the minutes of June 1 and 5, 2000 be approved.

Carried unanimously.

2. Consider all consent agenda items.

At this time, all matters on the consent agenda were considered or were removed at the request of a member of the Council. All items identified in these minutes with an asterisk (*) were approved with one Council action.

It was moved by Vice Mayor Davidson, seconded by Councilmember Kavanaugh, that the consent agenda items be approved.

Carried unanimously.

3. Conduct a public hearing concerning the Five-Year Capital Improvement Program for Fiscal Years ending 2001-2005. (See item no. 11a for program information.).

Mayor Hawker announced that this is the time and place for a public hearing regarding the proposed Five Year Capital Improvement Program for Fiscal Years ending 2001-2005.

There being no citizens present wishing to speak on this issue, the Mayor declared the public hearing closed.

4. Conduct a public hearing concerning the proposed budget for Fiscal Year 2000-2001. (See item no. 11b for budget information.).

Mayor Hawker announced that this is the time and place for a public hearing regarding the proposed budget for Fiscal Year 2000-2001.

There being no citizens present wishing to speak on this issue, the Mayor declared the public hearing closed.

5. Conduct a public hearing concerning water, irrigation, wastewater, natural gas, solid waste utility rates, rate components, fees and/or services charge increases. (See item no. 10a for rate information).

Mayor Hawker announced that this is the time and place for a public hearing concerning water, irrigation, wastewater, natural gas, solid waste utility rates, rate components, fees and/or services charge increases.

Kirby Allen, a resident of Mesa, addressed the Council relative to the proposed rate increases and stated the opinion that the proposed charges are unfair and will negatively impact the citizens of Mesa.

Mayor Hawker thanked Mr. Allen for his comments.

There being no additional citizens present wishing to speak on this issue, the Mayor declared the public hearing closed.

6. Conduct a public hearing on the annual assessments for the Mesa Town Center Improvement District No. 228.

This District provides enhanced municipal services for the Mesa Town Center. (See item no. 11d for additional information.)

Mayor Hawker announced that this is the time and place for a public hearing on the annual assessments for the Mesa Town Center Improvement District No. 228.

Kirby Allen addressed the Council relative to this agenda item and expressed the opinion that that the annual assessments are unethical and unequitable.

Mayor Hawker thanked Mr. Allen for his input.

There being no additional citizens present wishing to speak on this issue, the Mayor declared the public hearing closed.

7. Conduct a public hearing for the proposed annexation:

- a. **A00-6** The northeast corner of Hawes Road and McDowell Road.

Mayor Hawker announced that this is the time and place for a public hearing on the proposed annexation of the northeast corner of Hawes Road and McDowell Road.

John Fuller, 9118 East Range Rider, posed questions to the Council relative to Mesa's position regarding the easement south of the Thomas Road section line and density changes.

Mayor Hawker advise that staff will contact Mr. Fuller and provide him with answers to his inquiries.

Ruth Irvine, 8718 Range Rider Trail, stated opposition to the placement of lighting along her street and changes in density levels. Ms. Irvine also informed the Council that neighborhood meetings regarding this case were non-existent and expressed concerns regarding the coordination of efforts between the City of Mesa and Maricopa County on roadway dust abatement and paving issues. Ms. Irvine presented the Council will photos of the area in question depicting dust resulting from traffic on the roads.

Harold Stewart, 1757 North Avoca, advised that he is the owner of property located in that area and expressed concerns relative to the blading of desert upland areas and the changing of street names.

Marilyn White, 8860 East McDowell, commented that she purchased her land in that area approximately three years ago and does not support being annexed into the City of Mesa.

Bill Puffer, 8330 East Thomas Road, stated that the Spook Hill Homeowners' Association has not taken a position on the proposed annexation and said that the decision will be left up to the residents. Mr. Puffer added that it is the Association's goal to provide information to the residents upon which to base their decision but noted that a lack of information exists. Mr. Puffer spoke in support of scheduling a local meeting to respond to the residents' questions regarding this case.

In response to a request from the Council, Planning Director Frank Mizner provided a brief overview of the procedures that are in place for annexations. Mr. Mizner stated that citizens have an opportunity at this time to present input and added that meetings have been held with residents of the Thunder Mountain Estates subdivision and the residents are in support of the proposed project. Mr. Mizner commented that should the Council direct staff to proceed with the process, petitions will be circulated and emphasized that should a majority of the residents not support the proposed annexation, the process will not continue.

Mayor Hawker encouraged the residents present at the meeting to confirm that staff has their mailing address before they leave the meeting.

There being no additional citizens present wishing to speak on this issue, the Mayor declared the public hearing closed.

8. Consider the following liquor license applications:

*a. THOMAS DIETERLE, AGENT

Person and location transfer Liquor Store License for Osco Store #9291, 1202 W. University Drive. This is a vacant lot at this time, no previous liquor licenses at this location. This transfer is from Michael Donnelly, Agent, Smith's Food & Drug Centers, Inc., 730 S. Cooper Road, Glendale.

*b. THOMAS DIETERLE, AGENT

Person and location transfer Liquor Store License for Osco Store #9305, 10821 E. Broadway Road. This is a vacant lot at this time, no previous liquor licenses at this location. This transfer is from Michael Donnelly, Agent, Smith's Food & Drug Centers, Inc., 8302 E. McDowell Road, Scottsdale.

*c. THOMAS DIETERLE, AGENT

Person and location transfer Liquor Store License for Osco Store #9307, 4330 E. University Drive. This is a vacant lot at this time, no previous liquor licenses at this location. This transfer is from Michael Donnelly, Agent, Smith's Food & Drug Centers, Inc., 4735 E. Ray Road, Phoenix.

*d. THOMAS DIETERLE, AGENT

Location transfer Liquor Store License for Osco Store #9321, 5943 E. Brown Road. This is a vacant lot at this time, no previous liquor licenses at this location. This transfer is from Osco Drug of Texas, Inc., 1102 N. Higley Road, Mesa.

*e. SIMON SAIF, AGENT

New Beer and Wine Store License for Beer World, 1530 N. Country Club Drive, #20. This is an existing business. The Beer and Wine Store License previously held at this location by Najmul Hussain, Agent, Najam and Robert LLC, will revert back to the State.

*f. DAVID CISIEWSKI, AGENT

New Beer and Wine Store License for QuikTrip #402, 1331 S. Country Club Drive. This is a vacant building, which will be demolished and a new building built. No previous liquor licenses at this location.

*g. RANDHIR SINGH, INDIVIDUAL

New Beer and Wine Store License for 7-Eleven 26620B, 411 S. Gilbert Road. This is an existing business. The Beer and Wine Store License previously held at this location by Paul Beer, Agent, 7-Eleven, Inc., will revert back to the State.

9. Consider the following contracts:

- *a. Two-year supply contract for 18GHz microwave equipment as requested by the Communications Division.

The Purchasing Division concurs with the evaluation team's recommendation to accept the proposal by Harris Microwave Communications for annual purchases estimated at \$220,000.00.

- *b. Airport liability and aircraft liability insurance as requested by the Police Department and the Neighborhood Services Department.

The Purchasing Division recommends accepting the proposal by Arthur J. Gallagher for an aircraft liability insurance at \$105,218.00 and airport liability insurance at \$15,000.00, for an annual combined premium of \$120,218.00. In addition, it is recommended that Arthur J. Gallagher be appointed as the City's broker for this coverage for a three year period.

- *c. Broadcast video equipment as requested by the Public Information Office.

The Purchasing Division recommends accepting the low bids as follows:

Items 1, 5, 6, and 7 to Burst Communications, Inc. at \$61,533.00 plus 7.50% sales tax of \$4,614.98 for a total of \$66,147.98; and

Items 2, 3, 4 and 8 to Intellisys Group at \$16,521.00 plus 5% sales tax of \$826.05 for a total of \$17,347.05. The combined award is then \$83,495.03.

- *d. Chairs and tables for the South Center Complex as requested by the Development Services Department.

The Purchasing Division recommends accepting the low bid by Walsh Bros. at \$88,902.01 plus 7.50% sales tax of \$6,667.65 for a total of \$95,569.66.

- *e. Three crew trucks for the Utilities Department. Two vehicles are replacements and one is an addition to the fleet.

The Purchasing Division recommends accepting the bid by Teague Equipment Company at \$187,038.15 including sales tax and extended warranties. The apparent low bid by I-10 International has a 1-year standard warranty for the air compressor with a 2-year extended warranty available for an additional \$1,686.00.

- *f. One replacement digital microfilm printer/scanner as requested by the City Clerk's Office.

The Purchasing Division recommends accepting the low bid by OSAM of Arizona, Inc. at \$15,218.21 plus 7.50% sales tax on materials of \$793.67 for a total award of \$16,011.88. Mayor Hawker indicated that he had a potential conflict of interest in connection with the matter now under discussion which he wanted recorded in the minutes of the meeting, and because of such conflict of interest, he would refrain from voting upon or otherwise participating in any manner in connection with same.

- *g. Three replacement dump trucks for the Utilities Department.

The Purchasing Division recommends accepting the low bid by I-10 International at \$149,173.80 including options, sales tax and extended warranties.

- *h. Fiber optic modems as requested by the Development Services Department.

The Purchasing Division recommends accepting the low bid by Communications Supply Corp. at \$90,000.00 plus 7.50% sales tax of \$6,750.00 for a total of \$96,750.00.

- *i. One replacement gas chromatograph as requested by the Police Department for the Crime Lab.

The Purchasing Division recommends accepting the low bid meeting specification by PerkinElmer Instruments LCC at \$59,632.00 plus 5.0% use tax of \$2,981.60 for a total of \$62,613.60.

- *j. Four additional workstations for the automated fingerprint/identification system as requested by the Police Department. These workstations will offer expanded capability to review mugshots online.

The Purchasing Division recommends authorizing purchase from the State of Arizona contract with ImageWare Software, Incorporated at \$190,885.72 including sales tax, delivery and installation.

- *k. Spread spectrum radio equipment as requested by the Development Services Department.

The Purchasing Division recommends accepting the low bids as follows:

Items 1-3 to Advanced Digital Systems, Inc. at \$49,080.00 plus 7.0% sales tax of \$3,435.60 for a total of \$52,515.60; and

Item 4B to Econolite Control Products, Inc. at \$2,500.00 plus 5.0% use tax of \$125.00 for a total of \$2,625.00. The combined award is then \$55,140.60.

- *l. Enterprise Agreement for Microsoft Software Products as requested by Information Services.

The Purchasing Division recommends authorizing purchase from the State of Arizona contracts with ASAP Software for a first year cost of \$45,931.18, including applicable use tax.

- *m. Railroad Crossing Improvements on Center Street, North of Broadway Road. City of Mesa Project No. 00-91.

The purpose of this project is to protect the new crossing gates in the median from traffic, therefore a raised median island must be installed.

Recommend award to low bidder, J. Banicki Construction, Inc., in the amount of \$27,815.00.

- n. Falcon Field Drainage Improvements. City of Mesa Project No. 99-74 & 97-46.

This project is the first phase of the implementation of the drainage master plan for Falcon Airport in which storm drain facilities will be installed throughout the airport.

Recommend award to low bidder, Nesbitt Contracting Co., in the amount of \$2,291,156.19.

Mayor Hawker indicated that he had a potential conflict of interest in connection with the matter now under discussion which he wanted recorded in the minutes of the meeting, and because of such conflict of interest, he would refrain from voting upon or otherwise participating in any manner in connection with same.

Mayor Hawker yielded the gavel to Vice Mayor Davidson for action on this agenda item.

It was moved by Councilmember Walters, seconded by Councilmember Pomeroy, that the recommendations of staff be approved.

Upon tabulation of votes, it showed:

AYES - Davidson-Jaffa-Kavanaugh-Pomeroy-Walters-Whalen
NAYS - None
ABSTAIN - Hawker

Vice Mayor Davidson declared the motion carried unanimously by those voting.

With action on this agenda item being completed, Vice Mayor Davidson yielded the gavel to Mayor Hawker.

- o. Countryside Community Park. City of Mesa Project No. 99-24.

The purpose of this project is to construct a neighborhood park in the vicinity of Southern Avenue and 32nd Street.

Recommend award to low bidder, Chaparral Construction, Inc., in the amount of \$2,434,745.90.

Mayor Hawker indicated that he had a potential conflict of interest in connection with the matter now under discussion which he wanted recorded in the minutes of the meeting, and because of such conflict of interest, he would refrain from voting upon or otherwise participating in any manner in connection with same.

Mayor Hawker yielded the gavel to Vice Mayor Davidson for action on this agenda item.

Parks, Recreation and Cultural Director Joe Holmwood provided a brief overview of the proposed community park and overall amenities.

It was moved by Councilmember Pomeroy, seconded by Councilmember Kavanaugh, that the recommendations of staff be approved.

Upon tabulation of votes, it showed:

AYES - Davidson-Jaffa-Kavanaugh-Pomeroy-Walters-Whalen
NAYS - None
ABSTAIN - Hawker

Vice Mayor Davidson declared the motion carried unanimously by those voting.

With action on this agenda item being completed, Vice Mayor Davidson yielded the gavel to Mayor Hawker.

p. Screen Wall at the Commons. City of Mesa Project No. 00-102.

The "Commons" is an industrial subdivision located north of McDowell Road, east of Val Vista Drive. The purpose of this project is to install landscaping and a screen wall along the western edge of the Commons.

Recommend award to low bidder, CJS Enterprises, in the amount of \$399,275.00.

Councilmember Jaffa indicated that he had a potential conflict of interest in connection with the matter now under discussion which he wanted recorded in the minutes of the meeting, and because of such conflict of interest, he would refrain from voting upon or otherwise participating in any manner in connection with same.

It was moved by Vice Mayor Davidson, seconded by Councilmember Walters, that the recommendations of staff be approved.

Upon tabulation of votes, it showed:

AYES - Hawker-Davidson-Kavanaugh-Pomeroy-Walters-Whalen
NAYS - None
ABSTAIN - Jaffa

Mayor Hawker declared the motion carried unanimously by those voting.

*q. Main Library Motor Control Center Replacement.

The purpose of this project is to replace the electrical distribution panel that supplies power to most equipment in the main Library.

Recommend award to low bidder, AJP Electric, Inc., in the amount of \$49,400.00.

10. Introduction of the following ordinances and setting July 10, 2000 as the date for the public hearing on these ordinances.

(Note: City Council introduction of ordinances does not necessarily reflect City Council approval of these ordinances. Introduction of ordinances sets in motion the public posting and advertising process for ordinances so that the City Council can hear from concerned citizens at the public hearing.)

- a. Modifying rate schedules for the following utility services:
 1. Water and irrigation utility service.
 2. Wastewater utility service.
 3. Gas utility service.
 4. Modifying rate schedules for Solid Waste utility service.

Kirby Allen, who previously submitted a request to speak regarding this agenda item, was not present at the meeting when this item was discussed.

It was moved by Councilmember Kavanaugh, seconded by Vice Mayor Davidson, that introduction of the above listed ordinance be approved.

Carried unanimously.

- *b. Amending Section 10-3-15 of the Mesa City Code regulating left turns from driveways within the City limits of Mesa; amending Section 10-3-17 of the Mesa City Code designating certain streets as through streets; amending Section 10-3-24 of the Mesa City Code regulating parking on certain streets within the city limits of Mesa; amending sections 10-4-3 and 10-4-11 of the Mesa City Code pertaining to speed limits within the city limits of Mesa; and providing civil sanctions for the violation thereof.
- *c. **A00-5** Annexing the southeast corner of University Drive and Sossaman Road.
- *d. **Z00-20** 1104 South Extension. Rezone from C-2 to C-2-BIZ and Site Plan Modification (1.5 acres). This case involves the development of a three story storage building.
- *e. **Z00-28** 2460 East Main. Rezone from C-2 & C-3 to R-4 (2± acres). This case involves the expansion of an existing mobile home park.
- *f. **Z00-30** The northeast corner of Power and Warner Roads. Rezone from M1-PAD-AF to C-2- PAD-AF and a Council Use Permit (52± acres). This case involves development of commercial and industrial uses.
- *g. **Z00-32** The northwest corner of Baseline Road and 48th Street. Rezone from AG and C-2 to PEP-PAD (10 ± acres). This case involves development of an office warehouse.
- *h. **Z00-38** 3860 East Main Street. Rezone from C-2 to C-3 (1± acres). This case involves the development of a plant nursery.

- *i. **Z00-39** The southwest corner of Meridian Road and Mesquite Road (1/2 mile north of Warner). Rezone from R1-43 to R1-7 (78.4± acres). This case involves the development of a single residence subdivision.
- *j. **Z00-40** 3033 East McKellips Road. Site Plan Modification (3.63 acres). This case involves development of a Sonic Restaurant.
- *k. **Z00-43** The 800 block of East McKellips Road (north side). Rezone from R1-43 (conceptual C-2) to OS-PAD (1.72 acres). This case involves development of three office buildings.
- *l. **Z00-44** 736 North Center Street. Rezone from R-3-PAD to R-4 (1± acres). This case involves the development of a Masonic Lodge.
- *m. **Z00-45** The southeast corner of Power Road and Warner Road. Rezone from County ADII and ADIII to AG-AF and M-1-AF (84± acres). This case involves the establishment of City zoning for recently annexed properties.
- *n. **Z00-46** The northwest corner of Elliot Road and Meridian Road. Modification of an approved DMP (150± acres). This case involves variation to standard residential setbacks.

11. Consider the following resolutions:

- a. Approving a Five-Year Capital Improvement Program for Fiscal Years ending 2001-2005 – Resolution No. 7525.

Councilmember Walters clarified that her vote in support of approving this resolution does not constitute support for all of the proposed projects that are included in the Five-year Capital Improvement Program.

Councilmember Kavanaugh concurred with Councilmember Walter's comments and stated the opinion that the program will be revised in the future as alternative options become available.

It was moved by Vice Mayor Davidson, seconded by Councilmember Kavanaugh, that Resolution No. 7525 be adopted.

Carried unanimously.

- b. Approving a budget for Fiscal Year ending June 30, 2001 – Resolution No. 7526.

Councilmember Pomeroy noted that the budget contains funding for 63 new Police Officers but said that many of the services that the Council wanted to provide to the citizens will not be made available due to the loss of food sales tax revenues.

Councilmember Walters commented on the fact that the proposed increase in utility rates is lower than the current 3.7% inflation rate.

Additional discussion ensued among the members of the Council relative to this agenda item and the recent loss of food sales tax revenues.

It was moved by Vice Mayor Davidson, seconded by Councilmember Kavanaugh, that Resolution 7526 be adopted.

Carried unanimously.

- *c. Instituting proceedings to acquire fee simple title in the name of the City of Mesa under the power or eminent domain for property necessary for improving McKellips Road from Power Road to the CAP Canal – Resolution No. 7518.
- d. Approving the 2000/2001 annual assessments for the Mesa Town Center Improvement District No. 228 – Resolution No. 7527.

Mayor Hawker and Councilmembers Pomeroy and Jaffa indicated that they have a potential conflicts of interest in connection with the matter now under discussion which they wanted recorded in the minutes of the meeting, and because of such conflicts of interest, they would refrain from voting upon or otherwise participating in any manner in connection with same.

Mayor Hawker yielded the gavel to Vice Mayor Davidson for action on this agenda item.

It was moved by Councilmember Kavanaugh, seconded by Councilmember Whalen, that Resolution 7527 be adopted.

Upon tabulation of votes, it showed:

AYES - Davidson-Kavanaugh-Walters-Whalen
NAYS - None
ABSTAIN - Hawker-Jaffa-Pomeroy

Vice Mayor Davidson declared the motion carried unanimously by those voting and Resolution No. 7527 adopted.

With action on this agenda item being completed, Vice Mayor Davidson yielded the gavel to Mayor Hawker.

- *e. Authorizing the City Manager to execute an Intergovernmental Agreement between the Flood Control District of Maricopa County; the Maricopa County Department of Transportation; and the City of Mesa for cost-sharing the design, rights-of-way acquisition, construction, and operation and maintenance for the Elliot Road Detention Basin and Outfall Channel – Resolution No. 7519.
- *f. Authorizing the City Manager to execute an Intergovernmental Agreement with Mesa Unified School District for Cooperative Planning Services – Resolution No. 7520.
- *g. Approving and authorizing the City Manager to execute a Fiber Optics Communication System License to PF.NET Network Services Corp. – Resolution No. 7521.
- *h. Extinguishing a Public Utility Easement at 9915 East Decatur Street – Resolution No. 7522.

This easement is not being used and is in conflict with the construction of a new swimming pool.

- *i. Extinguishing a Public Utility Easement at 3360 North Chestnut – Resolution No. 7523.

This easement is not being used and is in conflict with the planned construction of backyard improvements.

- *j. Proclaiming July 31, 2000 as a day to celebrate Mesa’s aquatic program – Resolution No. 7524.

12. Consider the following ordinances:

- *a. Relating to massage therapy; amending Section 5-12-6 of the Mesa City Code; and repealing all conflicting ordinances – Ordinance No. 3782.
- b. **A00-3** Annexing the areas west of Meridian Road to the Mountain Road Alignment and North of Adobe Road to Brown Road. **THIS CASE CONTINUED TO THE JULY 10, 2000 COUNCIL MEETING.**

Lois Culliper, 953 North Mountain Road, informed the Council that a number of residents in the area are opposed to being annexed into the City of Mesa.

Planning Director Frank Mizner responded to Ms. Culliper's concerns and informed her that the proposed annexation does not include the residential area. Mr. Mizner stated that staff is aware of their opposition to the annexation and assured the residents that they will not be involved in this process.

Carol Owen, P.O. Box 1017, Apache Junction, stressed the importance of preserving plant and wild life in the area and protecting the desert uplands sections of the City.

Councilmember Jaffa noted that this 80 acre parcel is located in the expanded desert uplands area and will be bladed. Councilmember Jaffa stressed the importance of preserving the outlying desert areas and indicated his preference that the land be developed within the City of Mesa. Councilmember Jaffa commented on the fact that once the land's crust is bladed, the desert is lost and cannot be replaced.

It was moved by Councilmember Jaffa, seconded by Vice Mayor Davidson, that this item be continued to the July 10, 2000 Regular Council Meeting to provide staff additional time to pursue the building envelope concept for use in this area.

Mr. Mizner noted that the Council is not being asked to zone the property at this time and stated the opinion that the building envelope concept has not been required in that area because it is not compatible with this type of density.

Discussion ensued relative to building envelope development concepts, difficulties associated with protecting the natural state of the desert, the possibility of pursuing more creative development options, the fact that County zoning would allow the same density level of one to two units per acre,

the fact that the developer is interested in obtaining City sewer and water services following the proposed annexation, and staff's intention to further study this matter and meet with the developer to explore other options.

Carried unanimously.

*13. Consider entering into an agreement with the Greater Phoenix Economic Council for FY 2000-01 at a cost of \$165,552.00.

14. Consider entering into an agreement with Parsons Brinckerhoff to provide consulting services for the updates to the Transportation Plan, General Plan and Parks and Recreation Plan Update, at a cost of \$1,356,287.00.

City Engineer Keith Nath and representatives from Parsons Brinckerhoff provided a brief overview of the proposed updates to the Transportation, General and Parks and Recreation Plans and commented on the challenges and opportunities the processes will provide. Mr. Nath emphasized the importance of community involvement and citizen participation throughout the proposed updates.

In response to a question from Councilmember Pomeroy, Dan Hardig, representing Parsons Brinckerhoff advised that the updates will take approximately 14 months to complete.

Mayor Hawker spoke in support of conducting all three updates at the same time and the benefits that will result from the coordinated study. Mayor Hawker also stressed the importance of developing a footprint that is tied into a funding budget over the next twenty years.

It was moved by Vice Mayor Davidson, seconded by Councilmember Pomeroy that the recommendations of staff be approved.

Carried unanimously.

15. Consider entering into an agreement with Ernst & Young to complete an economic impact study regarding the proposed Multi-Use Stadium Project at a cost of \$37,500.00. (The total cost of the study is \$75,000, one-half will be paid by the City of Tempe.)

Assistant to the City Manager Jeff Martin provided a brief overview of this agenda item and stressed the importance of hiring an outside consultant to analyze potential economic benefits for the City of Mesa. Mr. Martin noted that the cost of the study will be split with the City of Tempe.

It was moved by Councilmember Walters, seconded by Councilmember Kavanaugh that the recommendation of staff be approved.

Councilmember Walters clarified that the Council's vote at this time is only to approve sharing in the costs of an economic impact study to determine what it would cost the City of Mesa to enter into the project and what the ultimate return would be.

Councilmember Jaffa commented that this concept is significantly different than the previous Rio Salado proposal and will require less investment than the previous stadium project. Councilmember

Jaffa stressed the importance of being unified in the selection of an east valley location for the proposed stadium project and stated support for the proposed economic impact study.

Councilmember Whalen also spoke in support of proceeding with the study at this time.

Mayor Hawker stated that although he is still opposed to subsidizing professional sports with citizen dollars, in this case if the proposal passes, it would be in Mesa's best interest to have the site located within our City. Mayor Hawker added that should the study prove that the City will not have to fund the project, he will recommend support for the proposal. Mayor Hawker said that he supports proceeding with the impact study and emphasized the importance of disseminating as much information as possible to the voters of Mesa should this item ultimately be slated for placement on the November ballot.

Carried unanimously.

16. Discuss and consider the following recommendations from the Finance Committee.

- a. Recommend the firm of Deloitte and Touche be selected as the City's external auditors for the next five fiscal years.

Councilmember Jaffa indicated that he had a potential conflict of interest in connection with the matter now under discussion which he wanted recorded in the minutes of the meeting, and because of such conflict of interest, he would refrain from voting upon or otherwise participating in any manner in connection with same.

It was moved by Vice Mayor Davidson, seconded by Councilmember Kavanaugh, that the recommendation of staff be approved.

Upon tabulation of the votes, it showed:

AYES - Hawker-Davidson-Kavanaugh-Pomeroy-Walters-Whalen
NAYS - None
ABSTAIN - Jaffa

Mayor Hawker declared the motion carried unanimously by those voting.

- b. Recommend staff's proposal that would increase cemetery fees to approximately 10% below the valley's market average. Alternatively, consider a proposal to increase cemetery fees to approximately 5% below the Valley's market average. Alternatively, consider other proposals to adjust cemetery fees.

In response to a request from Councilmember Pomeroy, Parks and Recreation Administrator Mark Woodward discussed proposed increases to the cemetery fees.

Councilmember Pomeroy expressed concerns with the increasing costs of funerals and recommended that staff further research this issue and develop a fee for the space which includes a charge for perpetual care. Councilmember Pomeroy stated the opinion that the perpetual care charges should not be separate from the cost of the burial site and added that the proposed 56% increase appears excessive. Councilmember Pomeroy recommended that this item be continued to allow additional study to occur.

It was moved by Councilmember Pomeroy, seconded by Councilmember Kavanaugh, that this item be continued to a future Council meeting to allow additional study to occur.

Carried unanimously.

16.1. Discuss and consider the following recommendation from the Parks and Recreation Board:

- *a. Recommend naming the park site located at Greenfield and Virginia Quail Run Park.

17. Consider the following subdivision plats:

- *a. "MAP OF DEDICATION FOR TRACT "A" OF CHATHAM GROVES" The 1400 block of North Val Vista Drive (west side) Chatham Groves Homeowners Association, developer; Clouse Engineering, Inc., engineer.
- *b. "GREENFIELD MEDICAL PLAZA" The 4600 block of East Baseline Road (north side) 21 M-1 PAD office condominium units (4.98 ac.) Greenfield Medical Development, L.L.C., owner; Wiley & Associates, Inc., engineer.

18. Items from citizens present. (Maximum of three speakers for three minutes per speaker).

Mayor Hawker stated that there were no items from citizens present.

19. Adjournment.

Without objection, the Regular Council Meeting adjourned at 7:59 p.m.

KENO HAWKER, MAYOR

ATTEST:

BARBARA JONES, CITY CLERK

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Council Meeting of the City Council of Mesa, Arizona, held on the 26th day of June 2000. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this ____ day of _____ 2000

BARBARA JONES, CITY CLERK